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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re application of: Davis et al.

Attorney Docket No.:  
VISAP016/P-10500

Application No.: 09/359,083

Examiner: LIVERSEDGE, Jennifer L.

Filed: July 22, 1999

Group: 3692

Title: INTERNET PAYMENT,  
AUTHENTICATION AND LOADING SYSTEM  
USING VIRTUAL SMART CARD

Confirmation No.: 2317

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CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on August 10, 2009.

Signed: /Kristina Gomez/  
Kristina Gomez

**NOTICE OF APPEAL**

Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed May 8, 2009 finally rejecting Claims 1-8 and 34-49.

The item(s) checked below are appropriate:

Appeal Fee: ☐ \$270.00 (Small Entity) ☒ \$540.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d)) for the total number of months checked below:

	<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input type="checkbox"/>	one	\$130.00	\$ 65.00
<input type="checkbox"/>	two	\$490.00	\$245.00
<input type="checkbox"/>	three	\$1,110.00	\$555.00

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for \_\_\_\_\_ month(s) has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**Total Fee Due**

Notice of Appeal Fee	\$540
Extension Fee (if any)	\$
<b>Total Fee Due</b>	<b>\$540</b>

☐ Enclosed is Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.

☒ The Commissioner is authorized to charge the required fees, and/or any additional fees or credit any overpayment to Deposit Account No. 50-4481, (Order No. VISAP016).

Respectfully submitted,  
BEYER LAW GROUP LLP

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